

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

MAR 2 1988

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....

Map filed MAR 2 1988

The applicant Earl E. York

6505 Winnemucca Ranch Road

of Reno

Street and No. or P.O. Box No.

City or Town

Nevada 89510

State and Zip Code No.

hereby make^s application for permission to change the

Point of Diversion and Place of Use of a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 30119, Certificate 10589

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 0.1111 CFS (20.0 Ac Ft)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 2, T.22N., R.20E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.M. or at a point from which the West $\frac{1}{4}$ corner of said Section 2 bears N.57°
distance to a section corner. If on unsurveyed land, it should be stated.
38'26"W. a distance of 2483.0 Feet.
6. The existing permitted point of diversion is located within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 5, T.22N., R.21E.,
If point of diversion is not changed, do not answer.
M.D.M. or at a point from which Northeast corner of said Section 5 bears N.66°
17'59"E., a distance of 2969.86 feet (well 2).
7. Proposed place of use Section 2, T.22N., R.20E., M.D.M.: NE $\frac{1}{4}$ SW $\frac{1}{4}$ westerly of Winnemucca
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Ranch Road; NW $\frac{1}{4}$ SW $\frac{1}{4}$. (See Remarks)
8. Existing place of use Section 4, T.22N., R.21E., M.D.M.: SE $\frac{1}{4}$ SW $\frac{1}{4}$ 5.0 acres as depicted
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
as the east $\frac{1}{2}$ of Parcel 50 on Exhibit Map Supporting the Conveyance of Water
manner of use of irrigation permit, describe acreage to be removed from irrigation.
Rights By MCO Properties Inc. - Palomino Valley, Nevada filed with the Nevada
State Engineer on February 19, 1986.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled well, pump, motor and irrigation
State manner in which water is to be diverted, i.e. diversion structure, ditches,
system.
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$15,000
13. Estimated time required to construct works two years

14. Estimated time required to complete the application of water to beneficial use..... five years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant intends to establish a tree farm type culture total annual consumption will not exceed 20 acre feet.

By..... s/ Thomas A. Foote
160 Hubbard Way
Reno, NV 89502

Compared..... pm/jm..... pm/se.....

Protested.....

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 30119, Certificate 10589 is issued subject to the terms and conditions imposed in said Permit 30119, Certificate 10589 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

No perforations shall be put in the production casing from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.1111..... cubic feet per second , but not to exceed 20.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... March 19, 1989

Proof of completion of work shall be filed before..... April 19, 1989

Application of water to beneficial use shall be made on or before..... September 19, 1990

Proof of the application of water to beneficial use shall be filed on or before..... October 19, 1990

Map in support of proof of beneficial use shall be filed on or before..... October 19, 1990

Completion of work filed..... AUG 8 1989..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS..... State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 19th..... day of..... October.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19 89
[Signature]
State Engineer

2407 (Rev. 6-81)

Abrogated By 54889 0.09558

CANCELLED DEC 31 1986 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

[Signature] STATE ENGINEER

(PERMIT TERMS CONTINUED)

The total duty of this permit shall not exceed 20 acre-feet based on a tree farm type culture. If other types of irrigation practices are utilized the right under this permit will revert to a duty of 4 acre-feet per acre or irrigation of only 5 acres. If this permit is cancelled or withdrawn and the right reverts back to the base certificate, it shall revert back to only 5 acres of land for irrigation with a duty of 4 acre-feet per acre.